

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CR2009-122331-001 DT

01/28/2011

HON. KAREN L. O'CONNOR

CLERK OF THE COURT
C. Smith
Deputy

STATE OF ARIZONA

SUSIE CHARBEL

v.

PRIMITIVO MADRIGAL ALMONTE (001)
DOB: 09/22/1963

GERALD M BRADLEY

APO-SENTENCE IMPRISON-CCC
APPEALS-CCC
AZ DOC
CITS - CCC SPANISH
DISPOSITION CLERK-CSC
RFR
VICTIM SERVICES DIV-CA-CCC

SENTENCE OF IMPRISONMENT

9:20 a.m.

Courtroom CCB 1104

State's Attorney:	Susie Charbel
Defendant's Attorney:	Gerald Bradley
Defendant:	Present
Interpreter:	Jennifer Hammond
Court Reporter:	Lori Fraley

Enely Vasquez addresses the Court.

Maria Hernandez addresses the Court.

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Vacilia Madrigal addresses the Court.

Maria Madrigal addresses the Court.

Marisol Vasquez addresses the Court.

Irene Vasquez addresses the Court.

Domitila Almonte addresses the Court.

Count(s) 1: WAIVER OF TRIAL: The Defendant knowingly, intelligently and voluntarily waived all pertinent constitutional and appellate rights and entered a plea of no contest.

IT IS THE JUDGMENT of the Court Defendant is guilty of the following:

OFFENSE: Count 1 (as amended) - Manslaughter
Class 2 Dangerous felony
A.R.S. § 13-1101, 1103, 610, 3601, 702, 704, 801
Date of Offense: March 30, 2009
Dangerous pursuant to A.R.S. § 13-704 - Non Repetitive

AS PUNISHMENT, IT IS ORDERED Defendant is sentenced to a term of imprisonment and is committed to the Arizona Department of Corrections as follows:

Count 1: 16 year(s) from January 28, 2011
Presentence Incarceration Credit: 668 day(s)
Aggravated

IT IS ORDERED the Defendant shall pay through the Clerk of the Superior Court:

ASSESSMENTS:

Count 1: PROBATION SURCHARGE: \$20.00.

The Arizona Department of Corrections shall notify the Clerk of the Court of Maricopa County of Defendant's release from custody via e-mail cforesponse@mail.maricopa.gov. The Clerk of the Court, upon said notification, shall furnish financial information for a Criminal Restitution Order for Judicial signature for any unpaid monies to date.

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Community Supervision: Count 1 - Imposed pursuant to A.R.S. § 13-603(I).

IT IS FURTHER ORDERED that Defendant must submit to DNA testing for law enforcement identification purposes and pay the applicable fee for the cost of that testing in accordance with A.R.S. § 13-610.

IT IS ORDERED authorizing the Sheriff of Maricopa County to deliver the Defendant to the Arizona Department of Corrections to carry out the term of imprisonment set forth herein.

IT IS ORDERED the Clerk of the Superior Court remit to the Arizona Department of Corrections a copy of this Order or the Order of Confinement together with all presentence reports, probation violation reports, and medical and psychological reports that are not sealed in this cause relating to the Defendant.

The Court has been informed that defendant was born in Mexico. In addition, the Court has been presented with sufficient evidence that defendant has been identified by federal authorities or a 287(g) officer as a person who is unlawfully present in the United States. Pursuant to A.R.S. § 11-1051(C) and Supreme Court Administrative Order 2010-91, the clerk shall send a copy of this order to the United States Immigrations and Customs Enforcement.

IT IS ORDERED the weapon be forfeited.

10:45 a.m. Matter concludes.

This case is eFiling eligible: <http://www.clerkofcourt.maricopa.gov/efiling/default.asp>

ISSUED: Order of Confinement - Certified Copy to DOC via MCSO

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Defendant's right index fingerprint is permanently affixed to this sentencing order in open court.

/s/ HON. KAREN L. O'CONNOR
JUDGE OF THE SUPERIOR COURT

(right index fingerprint)